


TONY WOLFE,	)	
	)	
Plaintiff,	)	
	)	
	)	
vs.	)	CASE NO. 3:11-0751
	)	JUDGE SHARP/KNOWLES
	)	
PAUL ALEXANDER, et al.,	)	
	)	
Defendants.	)	

This matter is before the Court upon the pro se prisoner Plaintiff’s “Motion for Preliminary Injunction and/or Temporary Restraining Order.” Docket No. 74. Plaintiff essentially claims that some or all Defendants are not allowing him to refuse a medical diet and receive a regular food tray.

Plaintiff has not submitted a Reply to the Response or otherwise contested the factual matters set forth in Ms. Sims' Affidavit.

For the foregoing reasons, the instant “Motion for Preliminary Injunction and/or Temporary Restraining Order” (Docket No. 74) should be DENIED AS MOOT.

Under Rule 72(b) of the Federal Rules of Civil Procedure, any party has fourteen (14) days after service of this Report and Recommendation in which to file any written objections to this Recommendation with the District Court. Any party opposing said objections shall have fourteen (14) days after service of any objections filed to this Report in which to file any response to said objections. Failure to file specific objections within fourteen (14) days of service of this Report and Recommendation can constitute a waiver of further appeal of this Recommendation. *See Thomas v. Arn*, 474 U.S. 140, 106 S.Ct. 466, 88 L. Ed. 2d 435 (1985), *reh'g denied*, 474 U.S. 1111 (1986); 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72.

  
\_\_\_\_\_  
E. Clifton Knowles  
United States Magistrate Judge